

Ordinance No. 2022-05
Village of Salado
County of Bell
3/17, 2022

ORDINANCE NO. 2022-05

AN ORDINANCE OF THE VILLAGE OF SALADO, TEXAS AMENDING ORDINANCE 2019-06 ESTABLISHING RATES FOR WASTEWATER SERVICE TO BE CHARGED IN THE VILLAGE OF SALADO; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; CONFLICTS AND REPEAL; EFFECTIVE DATE; NO VESTED INTEREST; PENALTIES AND ENFORCEMENT; PROPER NOTICE AND MEETING.

WHEREAS, the Board of Aldermen (the “Board”) of the Village of Salado, Texas (the “Village”) seeks to promote the health, safety and general welfare of the citizens of the Village, and the best interests of the Village; and

WHEREAS, the Salado wastewater treatment plant and collection system (the “Village sewer system”) is authorized under TCEQ Water Quality Permit No. WQ0014898001; and

WHEREAS, the Board seeks to provide for the efficient administration of the Village sewer system; and

WHEREAS, the Board seeks to amend certain of the following rates and fees for wastewater service from the Village sewer system: service rates, deposit fees, interest penalties, reconnection charges, transfer fees, and returned check fees; and

WHEREAS, pursuant to Chapter 552 of the Texas Local Government Code, the Village is authorized to adopt and enforce all necessary rates, charges, fees, and other terms and conditions for providing Village wastewater facilities and services; and

WHEREAS, pursuant to Chapter 13 of the Texas Water Code and the Village’s Certificate of Convenience and Necessity, the Village has the authority and responsibility to provide water and sewer services to its customers; and

WHEREAS, pursuant to Chapter 13 of the Texas Water Code, the Village shall set just and reasonable rates for the provision of wastewater service; and

WHEREAS, the Board has carefully reviewed the policies and procedures established by this Ordinance; and

WHEREAS, the Board has received public input by and through a public meeting at which this Ordinance was adopted.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF SALADO, COUNTY OF BELL, STATE OF TEXAS:

SECTION 1: FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the Village of Salado, Texas Board of Aldermen and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2: AMENDMENT OF RATES

WASTEWATER RATES: Each customer's monthly sewer bill will consist of a base fee and volumetric fee (based on water usage), both fixed for a twelve (12) month period in accordance with the chart attached to this Ordinance and incorporated herein as "Attachment B," which amends and supersedes the Attachment B found in Ordinance No. 2019-06, adopted by the Board on March 21, 2019.

Attachment B

Wastewater Base and Volume Charges by Customer Type

	2022 Charges
Wastewater Base Fee	
Residential	\$21.77
Non-Residential (Low Impact)	\$43.54
Non-Residential (High Impact)	\$65.31
Wastewater Volume Charge (\$/1000 gals)	
Residential	\$8.71
Non-Residential (Low Impact)	\$11.97
Non-Residential (High Impact)	\$17.42

SECTION III. RESERVATION OF RIGHTS

All rights and remedies of the Village of Salado, Texas are expressly saved as to any and all violations of the provisions of any other ordinance affecting the streets and roadways of the Village which existed at the time of the effective date of this Ordinance; and as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, the same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION IV. SAVINGS CLAUSE

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such

ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the Village under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION V. SEVERABILITY CLAUSE

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this Ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the Board of Aldermen of the Village of Salado in adopting, and of the Mayor in approving this Ordinance, that no portion thereof or provision or regulation contained herein shall be come inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

SECTION VI. REPEALER CLAUSE

The provisions of this ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This Ordinance shall not be construed to require or allow any act which is prohibited by any other Ordinance.

SECTION VII. EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION VIII. NOTICE AND MEETING CLAUSE

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION IX. PUBLICATION

This Ordinance shall become effective immediately upon the date of its publication as required by § 52.011 of the Texas Local Government Code. The Village Secretary is hereby directed to cause the caption of this Ordinance to be published in the manner required by law.

PASSED AND APPROVED on FIRST READING this, the 3rd day of Mar., 2022, by a vote of 5 (ayes) to 0 (nays) and 0 abstentions vote of the Board of Aldermen of the Village of Salado, Texas.

PASSED AND APPROVED on SECOND READING this, the 17th day of Mar., 2022, by a vote of 4 (ayes) to 0 (nays) and 0 abstentions vote of the Board of Aldermen of the Village of Salado, Texas.



Michael Coggin, Mayor

ATTEST:



Cara McPartland, Village Secretary

Approved to Form:

Josh Katz, Village Attorney

